

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH CAROLINA
FLORENCE DIVISION

JEAN IRENE LESPERANCE, JR.,)

Plaintiff,)

vs.)

STEVE GOODWIN LOGGING, INC.,)
RANDY RAY BAILEY AND RANDY)
BAILEY TRUCKING CO., LLC,)

Defendants.)

Civil Action No. _____

NOTICE OF REMOVAL

TO: FREDERICK I. HALL, III, ATTORNEY FOR PLAINTIFF:

YOU WILL PLEASE TAKE NOTICE that the Defendants, Steve Goodwin Logging, Inc., Randy Ray Bailey and Randy Bailey Trucking Co., LLC, remove the above-captioned case from the Circuit Court of Darlington County, South Carolina, into the United States District Court, District of South Carolina, Florence Division. This removal is proper on the following grounds:

1. A civil action has been commenced and is now pending in the Circuit Court of Darlington County, State of South Carolina, styled *Jean Irene Lesperance, Jr. v. Steve Goodwin Logging, Inc., Randy Ray Bailey and Randy Bailey Trucking Co., Inc.*, Civil Action Number 2022CP1600210.

2. This action is one in which the United States District Courts have original jurisdiction, because the action involves a controversy which is wholly between citizens of different states. Upon information and belief, the Plaintiff was at the time of the commencement of this action, and still is, a citizen of the State of South Carolina. The Defendants were at the time of the commencement of this action, and still are, a citizen of the State of North Carolina and/or entities that are headquartered in North Carolina.

3. The Defendants are entitled to removal of the aforesaid action to this Court because complete diversity of citizenship exists between the Plaintiff and the Defendants and the amount in the controversy exceeds the jurisdictional amount required by 28 U.S.C. § 1332. Further, Plaintiff's Complaint alleges that as a result of the collision at issue, Plaintiff sustained significant bodily injury, including post-concussion syndrome, headaches, cervical and lumbar injuries among others wherein specials have been incurred in excess of \$122,515.00.

4. This action was commenced by service of the Summons and Complaint, attached hereto as Exhibit A. Pursuant to 28 U.S.C. § 1446, this Notice of Removal is filed within thirty (30) days of service upon the Defendants of the initial pleadings setting forth the claim upon which relief is requested. These Defendants will serve an Answer or responsive pleading as provided by law.

5. The Honorable Scott B. Suggs, Clerk of Court of Darlington County, has been provided a copy of this Notice of Removal.

WHEREFORE, the Defendants give notice that the aforesaid action is removed from the Circuit Court of Darlington County, State of South Carolina, and to this Court for trial and determination.

MCANGUS GOUDELOCK & COURIE, L.L.C.

s/George C. James, III

J. ADAM RIBOCK (Federal Bar No. 12287)

adam.ribock@mgclaw.com

GEORGE C. JAMES, III (Federal Bar No. 12686)

george.james@mgclaw.com

1320 Main Street, 10th Floor (29201)

Columbia, South Carolina 29211

Telephone: (803) 779-2300

ATTORNEYS FOR DEFENDANTS